

The following is an Adobe Acrobat reproduction of the official
Notice of Proposed Selection of Remedy
for
Houston Lead
as published in the
Texas Register
(23 TexReg 7454-7455)
on
July 17, 1998

A portion of the records for this site, including documents
pertinent to the TNRCC selection of remedy, is available
for viewing with the site repository records

at
Meyer Branch Library
5005 W. Bellfort Avenue
Houston, Texas
and/or
TNRCC Records Management Center
Austin, Texas

Scroll Down to View

Notice of Public Hearing (Chapters 33 and 39)

Notice is hereby given that under the requirements of Texas Health and Safety Code, §382.017 and Texas Government Code, Subchapter B, Chapter 2001, the Texas Natural Resource Conservation Commission (commission) will conduct a public hearing to receive testimony concerning revisions to 30 TAC Chapter 33, concerning Consolidated Permit Processing, and Chapter 39, concerning Public Notice.

House Bill 1228, 75th Legislature, 1997, created a new Texas Water Code, Chapter 5, Subchapter J. The new statute outlines a process for an applicant to request consolidated permit processing and the issuance of a consolidated permit. Federal operating permits are prohibited from consolidation. The primary purpose of the commission's new chapter and proposed amendments is to implement the consolidated permit processing provisions of Texas Water Code, Chapter 5, Subchapter J.

A public hearing on the proposal will be held August 17, 1998, at 10:00 a.m. in Room 2210 of Texas Natural Resource Conservation Commission Building F, located at 12100 Park 35 Circle, Austin. The hearing is structured for the receipt of oral or written comments by interested persons. Individuals may present oral statements when called upon in order of registration. Open discussion will not occur during the hearing; however, an agency staff member will be available to discuss the proposal 30 minutes prior to the hearing and answer questions before and after the hearing.

Comments may be submitted to Lisa Martin, Office of Policy and Regulatory Development, MC 205, P.O. Box 13087, Austin, Texas 78711-3087 or faxed to (512) 239-4808. Comments must be received by 5:00 p.m., August 17, 1998, and should reference Rule Log Number 97170-033-AD. For further information, please contact Brian Christian, Policy Research Division, (512) 239-1760.

Persons with disabilities who have special communication or other accommodation needs who are planning to attend the hearing should contact the agency at (512) 239-4900. Requests should be made as far in advance as possible.

TRD-9810529

Kevin McCalla

Director, Legal Division

Texas Natural Resource Conservation Commission

Filed: July 2, 1998

◆ ◆ ◆

Notice of Public Hearing (Chapter 113)

Notice is hereby given that pursuant to the requirements of the Texas Health and Safety Code Annotated, §382.017 (Vernon's 1992); and Texas Government Code Annotated, Subchapter B, Chapter 2001 (Vernon's 1993) the Texas Natural Resource Conservation Commission (commission) will conduct a public hearing to receive testimony regarding revisions to 30 TAC Chapter 113, concerning National Emission Standards for Hazardous Air Pollutants for Source Categories.

The proposed amendments would incorporate changes that the United States Environmental Protection Agency has made to Maximum Achievable Control Technology standards by updating the federal promulgation dates cited in the commission rules that were previously adopted by reference. Sections 113.100, 113.110, 113.120, 113.130, 113.140, 113.230, 113.250, and 113.290 were adopted by the commission on June 25, 1997. Section 113.190 and §113.380 were adopted by the commission on October 15, 1997. In addition, the

commission proposes to correct the federal promulgation dates for §113.220 and §113.360, which contained incorrect dates as adopted.

A public hearing on this proposal will be held in Austin on August 13, 1998, at 10:00 a.m. in Building F, Room 5108, at the commission complex, located at 12100 North IH-35, Park 35 Circle, Austin. Individuals may present oral statements when called upon in order of registration. Open discussion will not occur during the hearing; however, an agency staff member will be available to discuss the proposal 30 minutes prior to the hearing and will answer questions before and after the hearing.

Written comments may be mailed to Ms. Heather Evans, Office of Policy and Regulatory Development, MC 205, P.O. Box 13087, Austin, Texas 78711-3087, or faxed to (512) 239-4808. Comments must be received by 5:00 p.m., August 17, 1998, and should reference Rule Log Number 98014-113-AI. For further information on this proposal, please contact Ms. Ann Hammer, Air Policy and Regulations Division, at (512) 239-6255.

Persons with disabilities who have special communication or other accommodation needs who are planning to attend the hearing should contact the agency at (512) 239-4900. Requests should be made as far in advance as possible.

TRD-9810487

Kevin McCalla

Director, Legal Division

Texas Natural Resource Conservation Commission

Filed: July 2, 1998

◆ ◆ ◆

Proposal for Decision

The State Office Administrative Hearing has issued Proposal for Decision and Order to the Texas Natural Resource Conservation Commission on June 26, 1998 on KIRT DAVIS; SOAH Docket Number 582-98-0126; TNRCC Docket Number 96-1739-OSI-E. This posting is Notice of Opportunity to comment on Proposal for Decision and Order. Comment period will end 30 days from date of publication.

TRD-9810797

Douglas A. Kitts

Agenda Coordinator

Texas Natural Resource Conservation Commission

Filed: July 8, 1998

◆ ◆ ◆

Public Notices

The executive director of the Texas Natural Resource Conservation Commission (TNRCC or Commission) has issued a public notice of a proposed selection of remedy for the Houston Lead State Superfund site, which may constitute an imminent and substantial endangerment due to a release or threatened release of hazardous substances into the environment. In accordance with Texas Health and Safety Code, Chapter 361.187 of the Solid Waste Disposal Act concerning the proposed remedial action, a public meeting regarding the proposed remedy for the Houston Lead State Superfund site shall be held. The statute requires that the Commission shall publish notice of the meeting in the *Texas Register* and in a newspaper of general circulation in the county in which the facility is located at least 30 days before the date of the public meeting.

The public meeting is scheduled at the Meyer Branch Library, located at 5005 West Belfort, Houston, Texas 77035 for August 18, 1998

beginning at 7:00 p.m. The public meeting will be legislative in nature and is not a contested case hearing under the Texas Government Code 2001.

The site for which a remedy is being proposed, the Houston Lead State Superfund site, was proposed for listing on the state registry of Superfund sites at a public meeting at the Pasadena Convention Center, Pasadena, Texas on November 4, 1987, and originally appeared on the state registry of Superfund sites published in the January 22, 1988, issue of the *Texas Register* (13 TexReg 427-428).

The Houston Lead State Superfund site is located at 300 Holmes Road in Houston, Texas.

In 1951, the Gulf Lead Company (GLC) constructed a secondary lead smelting facility at the Houston Lead Site to recycle/reclaim lead from lead acid batteries. The GLC only operated the facility for approximately one year. In 1952, the Houston Lead Company bought the site and continued to operate the lead smelting furnace for recycling/reclaiming used lead and refining of nonferrous metals. Houston Lead remained in operation until August 1981, at which time all operations ceased.

On May 23, 1996 the TNRCC determined that all costs owed to the TNRCC as per 30 TAC §333.5 had been paid and the site was accepted into the Voluntary Cleanup Program. From May, 1996 to April 1998 Houston Lead performed the equivalents of a Remedial Investigation, Baseline Risk Assessment, and Feasibility Study. The Remedial Investigation indicated that metals contamination (lead, cadmium, and arsenic) exists at the site at levels which may threaten human health and the environment. A Conceptual Exposure Assessment Model (the functional equivalent of a Baseline Risk Assessment) concluded that further action was needed to eliminate any imminent and substantial endangerment to human health and the environment. The Feasibility Study, utilizing the TNRCC's Presumptive Remedies Guidance Document for Soils at State Superfund Sites (RG-277, April 1997), indicated that containment of contaminated soils with groundwater monitoring as the preferred remedy.

Persons desiring to make comments on the proposed remedial action or the identification of potentially responsible parties may do so at the meeting or in writing prior to the public meeting. Written comments concerning the proposed remedial action may be submitted to Mr. Byron Ellington, CPG., Project Manager, TNRCC, Voluntary Cleanup Program, Remediation Division, MC-221, P.O. Box 13087, Austin, Texas 78711-3087. All comments must be received by the close of the public meeting on August 18, 1998.

Copies of the complete public record file is available at the Meyer Branch Library, 5005 West Belfort, Houston, Texas, 77035, (713) 723-1630 or may be obtained by making prior arrangements at the TNRCC Central Records Center, Building D, North Entrance, Room 190, 12100 Park 35 Circle, Austin, Texas 78753, telephone 1-(800) 633-9363 (within Texas only) or (512) 239-2920. Photocopying of file information is subject to payment of a fee.

TRD-9810776
Kevin McCalla
Director, Legal Division
Texas Natural Resource Conservation Commission
Filed: July 8, 1998

◆ ◆ ◆
Public Notice – Change of Meeting Date

The Texas Natural Resource Conservation Commission (TNRCC) public meeting regarding the Jerrell B. Thompson State Superfund Site amended selection of remedy HAS BEEN RESCHEDULED.

The public meeting originally scheduled for Thursday, July 23, 1998, at 7:00 p.m. at the Canton City Hall, Council Chambers, is **rescheduled for Tuesday, August 25, 1998, at 7:00 p.m.** at the Canton City Hall, Council Chambers, 290 East Tyler Street, Canton, Texas.

The public comment period for this amended proposed remedy has been extended to the completion of the public meeting on August 25, 1998.

A file containing documents about this site is available for public review at the Van Zandt County Public Library, 317 First Monday Lane, Canton, Texas.

For further information, please contact Barbara Daywood, TNRCC Community Relations, at 1-800-633-9363.

TRD-9810756
Kevin McCalla
Director, Legal Division
Texas Natural Resource Conservation Commission
Filed: July 8, 1998

◆ ◆ ◆
Texas Department of Protective and Regulatory Services

Request for Proposal

The Texas Department of Protective and Regulatory Services is soliciting proposals for service contracts to be awarded in Bexar, Dallas, Harris, and Hidalgo counties under the Second Chance Programs.

Second Chance Programs are designed to provide independent living skills and licensed adult-supervised living arrangements to teen parents and their children who receive Temporary Assistance to Needy Families (TANF). The goal of the program is to reduce and prevent the problems of teenage parents and their children and to break the cycle of welfare dependence through the provision of timely and appropriate services. Services must be accessible to teens referred by the Texas Department of Human Services. Priority must be given to those youth without shelter and at-risk for losing their Temporary Assistance to Needy Families (TANF).

Eligible applicants: Eligible offerors include private non-profit corporations, for profit corporations, cities, counties, partnerships and individuals. Charitable community or religious organizations, as well as Historically Underutilized Businesses, are encouraged to submit proposals.

Limitations: Funding of the selected proposals will be dependent upon available federal and/or state appropriations. The Department reserves the right to reject any and all offers received in response to this RFP and to cancel this RFP if it is deemed in the best interest of the Department.

Term: The effective dates of any contract awarded under this RFP will be November 1, 1998 through August 31, 1999.

Deadline: All proposals for funding must be received by September 11, 1998 at 4:00 p.m. Modifications to the original proposal must also be received prior to 4:00 p.m. September 11, 1998.